761551N52A – SH-AD (11/90)

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT
"A Tradition of Service"

OFFICE CORRESPONDENCE

DATE: January 26, 2016

FROM: KELLEY S. FRASER, COMMANDER
SOUTH PATROL DIVISION

TO: CHRIS E. MARKS, CAPTAIN
CARSON STATION

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS

Case Number:	SH2374167
Incident:	Non Hit Shooting
Incident Date:	February 5, 2015
Unit:	Carson Station
Suspect:	Robinson, Averey MB/09-30-88
Involved Employees:	Deputy Daniel Starkey #[redacted] Deputy Steven Sather #[redacted]
EFRC Date:	January 21, 2016

The Executive Force Review Committee (EFRC) consisting of Commanders Kelley S. Fraser, Michael R. Claus and Eddie Rivero met and reviewed the above case.

FINDINGS:

The EFRC determined the use of deadly force and tactics were within Department policy. However, the EFRC determined that Deputy Sather failed to carry his duty weapon loaded to the specified capacity and was in violation of the Department's policy as it relates to Revolvers and Semi-Automatic pistols (on and off duty).

RECOMMENDATIONS:

The EFRC recommended the Unit Commander impose discipline as deemed necessary for Deputy Sather. The EFRC also recommended that all field personnel including supervisors and detectives review Field Operations Directive FOD 02-001, Assisting LASD Detective Units or Other Law Enforcement Agencies in Tactical and Non-Tactical Operations. The EFRC requested that personnel briefed complete and sign an APIS roster indicating acknowledgment.

KSF:JRB:jrb

761551N52A – SH-AD (11/90)

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition of Service"

OFFICE CORRESPONDENCE

DATE: January 26, 2016

FROM: KELLEY S. FRASER, COMMANDER
SOUTH PATROL DIVISION

TO: DONNIE MAULDIN, CAPTAIN
INTERNAL AFFAIRS BUREUA

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS

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KSF:JRB:jrb

Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.? [ ]	Hit? [ ]
02/05/2015	Carson Station		

Incident Information

URN: 015-01285-1616-055	Date: 02/05/2015 Time: 1729 Hours
City or Station: Carson	Nature of Incident: Suspect exits vehicle holding a rifle and runs to a residence. At the front door suspect is holding a rifle and turns to face Det. Sather. Det. Sather fires 3 rounds, no hit. Suspect in custody.
Location: [redacted] E. Gladwick Street, Carson, CA 90746	

Location Type (check one or more):
- [ ] Backyard
- [ ] Beach
- [ ] Business
- [ ] Freeway
- [ ] Industrial
- [ ] Park
- [ ] Parking Lot
- [x] Residence
- [ ] Rural
- [ ] School
- [x] Street
- Other:

Lighting (check only one):
- [ ] Darkness
- [ ] Daylight
- [ ] Other
- [x] Street Lights

Weather (circle only one):
- [ ] Clear
- [x] Cloudy
- [ ] Fog
- [ ] Rain

Distance: (27 feet)

Incident Type (check one or more):
- [ ] Accidental
- [x] Armed Person
- [ ] Fleeing Suspect
- [ ] Foot Pursuit
- [ ] Gun Take Away
- [ ] Moving Vehicle
- [ ] Sniper/Ambush
- [ ] Startle
- [ ] Struggle Involved
- [x] Traffic Stop
- [ ] Unarmed Person
- [ ] Unintentional
- [ ] Vehicle Pursuit
- [x] Warrant Service
- [ ] Warning Shot
- Other:

Initiated by (check only one):
- [x] Arrest Warrant
- [ ] Call
- [ ] Observation
- [ ] One Person Unit
- [ ] Other
- [ ] Search Warrant
- [ ] Two Person Unit

Prior Activity (check only one):
- [x] Detective
- [ ] Inmate Transport
- [ ] Other
- [ ] Routine Patrol

Total # of Shots Fired by Deputy: 3

Total # of Shots Fired by Suspect: 0

Aero Unit? [ ] Canine Unit? [ ]

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (check only one)	ShiftType (check only one)
[redacted]	Starkey	Daniel	E.	[ ] EM [x] PM [ ] Day	[x] Regular [ ] Overtime [ ] Off Duty
				[ ] EM [ ] PM [ ] Day	[ ] Regular [ ] Overtime [ ] Off Duty
				[ ] EM [ ] PM [ ] Day	[ ] Regular [ ] Overtime [ ] Off Duty

Non-Employee Witnesses

Last Name	First Name	M.I.		
Street Address	City	Zip Code	Work Ph	Home Ph
Last Name	First Name	M.I.		
Street Address	City	Zip Code	Work Ph	Home Ph
Last Name	First Name	M.I.		
Street Address	City	Zip Code	Work Ph	Home Ph

Supervisors

Employee #	Last Name	First Name	M.I.	(check one or more):
[redacted]	[redacted]			[redacted] On Duty [ ] Present during shooting [ ] Witness to shooting [ ] Involved in shooting
[redacted]	Espeleta	Francis	G.	[x] On Duty [ ] Present during shooting [ ] Witness to shooting [ ] Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Arevalo	Blanca	R.

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	White	Daniel	B.

PSTD Use Only
SH # 2374167

SH-R-438A (rev. 04/18/13)

See Reverse

Officer Involved Shooting

URN: 015-01285-1616-055

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
02/05/2015	2000		

Employee #	Last Name	First Name	M.I.
[redacted]	Ybarra	J. Carlos	M.
[redacted]	Smeltzer	Chad	E.
[redacted]	Harpham	Richard	J.

Shooting / Force Information

Method

Code	Method	Code	Method
(AW)	Arwen	(OV)	Other Weapon: Vehicle
(BC)	Baton:(Control)	(OB)	Other Weapon: Blunt Object
(BI)	Baton:(Impact)	(OO)	Other Weapon: Other
(BF)	Bodily Fluids	(PK)	Personal Weapon: Feet/Leg: (Kick)
(CN)	Canine	(PS)	Personal Weapon: Feet/Leg: (Sweep)
(CR)	Carotid Restraint	(PH)	Personal Weapon (Hand/Arm)
(CH)	Choke Hold	(PP)	Personal Weapon (Push)
(CT)	Control Holds:(Control Techniques)	(PO)	Personal Weapon (Other)
(TT)	Control Holds:(Team Takedown)	(RS)	Resistance
(TD)	Control Holds:(Takedown)	(CN)	Restraint Device (Capture Net)
(CE)	Chemical	(RH)	Restraint Device (Handcuffs)
(OC)	Chemical Agents (OC Spray)	(HB)	Restraint Device:Hobble (Legs Only)
(TG)	Chemical Agents (Tear Gas)	(TP)	Restraint Device:Hobble (TARP)
(EX)	Explosives	(RE)	Restraint Device: REACT Belt
(FH)	Firearm (Handgun)	(SP)	Sap
(FR)	Firearm (Rifle)	(SH)	Shield
(FS)	Firearm (Shotgun)	(SG)	37mm Stinger
(FO)	Firearm (Other)	(SB)	Sting Ball
(FB)	Flashbang	(ST)	Stun Bag
(FL)	Flashlight	(TR)	Taser
(OE)	Other Weapon: Edged	(UC)	Uncooperative

Type of Injury

Code	Type of Injury
(AB)	Abrasion
(BR)	Bruise
(BU)	Burn
(CP)	Complaint of Pain
(CO)	Concussion
(DH)	Death
(DI)	Dislocation
(DB)	Dog Bite
(FR)	Fractures
(GS)	Gunshot
(HB)	Human Bite
(LC)	Lacerations
(ND)	Nerve Damage
(OD)	Organ Damage
(PA)	Paralysis
(PW)	Puncture Wound
(SD)	Soft Tissue Damage
(ST)	Sprain/Twists
(UN)	Unconscious
(RM)	Refused Med Treatment
(NN)	NONE

Body Part Injured

Code	Body Part
(AD)	Abdomen
(AK)	Ankle
(AR)	Arm
(BK)	Back
(BT)	Buttocks
(CH)	Chest
(EL)	Elbow
(FA)	Face
(FE)	Feet
(FI)	Fingers
(GE)	Genitals
(GR)	Groin
(HD)	Hand
(HE)	Head
(HI)	Hip
(IN)	Internal
(KN)	Knees
(LE)	Leg
(NK)	Neck
(SH)	Shoulder
(WR)	Wrist

Brand

Code	Brand	Code	Brand	Code	Brand
(AK)	AK-47	(IV)	Iver Johnson	(RO)	Rossi
(BN)	Benelli	(JE)	Jennings	(SW)	Smith & Wesson
(BR)	Beretta	(LO)	Lorcin	(SR)	Sturm Ruger
(BW)	Browning	(LU)	Luger	(SS)	SIG Sauer
(CH)	Charter Arms	(MA)	Marlin	(ST)	Sterling
(CO)	Colt	(MO)	Mossberg	(TA)	Taurus
(DA)	Davis Industries	(NC)	NCI aka SKS	(WE)	Weatherby
(GL)	Glock	(NA)	North American	(WN)	Winchester
(HA)	Harrington & Richardson	(NO)	Norinco	(US)	US Government
(HI)	Hi Standard	(RA)	Raven	(YY)	Handmade (Inmate)
(HK)	H & K	(RM)	Remington	(XX)	Homemade (Non-Inmate)
(IT)	Ithica	(RG)	RG	(ZZ)	Other Brand
		(RI)	RGI		

Caliber

Code	Caliber	Code	Caliber	Code	Caliber
(9)	9 mm	(24)	.243 caliber	(41)	.410 guage
(10)	10 mm	(25)	.25 caliber	(44)	.44 caliber
(12)	12 guage	(30)	.308 caliber	(45)	.45 caliber
(20)	20 guage	(35)	.357 caliber	(50)	50 mm
(21)	.22-250	(36)	30-60 caliber	(SL)	Slug
(22)	.22 caliber	(38)	.38 caliber	(WW)	Other caliber
(23)	.223 caliber	(40)	.40 caliber		

FORCE APPLIED (*one code per block*)

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S1	E1	FR	CO	22	N	N	NN	
E1	S1	FH	SW	9	Y	Y	NN	

See Front Side

Officer Involved Shooting
Involved Employee Information

URN: 015-01285-1616-055

Involved Employee

E 1

Employee #: [redacted] | Last Name: Sather | First Name: Steven | M.I.: B.

Sex: M | Race: White | Rank: Bonus-I | Unit Assignment: Carson | Work Assignment (Unit #, Module, etc.): 816B

ShiftTime (*circle only one*): [ ] EM [x] PM [ ] Day | ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty | Intoxication/Drug Usage? [ ] | Substance Used:

Hospital Admission? [ ] | Hospital Name: | Coroner Case? [ ] | Coroner Case #: | Interviewed? [ ]

Hrs of sleep prior to shooting: 7 | Duty Time (hrs): [redacted] | Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [x] Raid Jacket w/ Vest [ ] Uniform no Vest [ ] Uniform w/ Vest | Other Factors: Blue jean pants

Age: [redacted] | Height: 5' 09" | Weight: 220

Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date: [redacted]

Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] | Number of Prior Shootings: [redacted] | Directed Force: [redacted]

Weapons Fired Brand: SW | Caliber: 9 | # Shots: 3 | Weapons Fired Brand: | Caliber: | # Shots:

Field Training Officer Emp # [redacted]

Field Training Officer Emp # [redacted] M.I.

E ___

Employee #: | Last Name: | First Name: | M.I.:

Sex: | Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): [ ] EM [ ] PM [ ] Day | ShiftType (*circle only one*): [ ] Regular [ ] Overtime [ ] Off Duty | Intoxication/Drug Usage? [ ] | Substance Used:

Hospital Admission? [ ] | Hospital Name: | Coroner Case? [ ] | Coroner Case #: | Interviewed? [ ]

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [ ] Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? [ ] | Patrol Certification? [ ] | Certification Unit: | Prior Shootings? [ ] | Number of Prior Shootings: | Directed Force: [ ]

Weapons Fired Brand: | Caliber: | # Shots: | Weapons Fired Brand: | Caliber: | # Shots:

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

E ___

Employee #: | Last Name: | First Name: | M.I.:

Sex: | Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): [ ] EM [ ] PM [ ] Day | ShiftType (*circle only one*): [ ] Regular [ ] Overtime [ ] Off Duty | Intoxication/Drug Usage? [ ] | Substance Used:

Hospital Admission? [ ] | Hospital Name: | Coroner Case? [ ] | Coroner Case #: | Interviewed? [ ]

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [ ] Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? [ ] | Patrol Certification? [ ] | Certification Unit: | Prior Shootings? [ ] | Number of Prior Shootings: | Directed Force: [ ]

Weapons Fired Brand: | Caliber: | # Shots: | Weapons Fired Brand: | Caliber: | # Shots:

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 015-01285-1616-055

Suspect Information

S 1	Last Name: Robinson		First Name: Averey	M.I. K.
	AKA Last Name: Robinson		First Name: Avery	M.I.
	Sex: M Race: Black	Street Address: [redacted]	City [redacted]	
	Wor[redacted]	Home Pho[redacted]	Social Secu[redacted]	Driver's Lic[redacted]
	Age: 26 D.O.B. 09/30/1988	Height: 6' 02" Weight: 180	FBI # [redacted]	CII # [redacted]
	Booking # 4231-688	Primary Charge: 245(d)(3) PC	Secondary Charge: 475(a) PC-Warrant	
	Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
	Armed? ☑	Apprehended? ☑	Mental Illness? ☐	Criminal History? [redacted]
	Vehicle Make		Model:	Year:

S	Last Name		First Name	M.I.
	AKA Last Name		First Name	M.I.
	Sex: Race:	Street Address:	City	State & Zip Code:
	Work Phone:	Home Phone:	Social Security #:	Driver's License #:
	Age: D.O.B.	Height: Weight:	FBI #	CII #
	Booking #	Primary Charge:	Secondary Charge:	
	Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
	Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
	Vehicle Make		Model:	Year:

S	Last Name		First Name	M.I.
	AKA Last Name		First Name	M.I.
	Sex: Race:	Street Address:	City	State & Zip Code:
	Work Phone:	Home Phone:	Social Security #:	Driver's License #:
	Age: D.O.B.	Height: Weight:	FBI #	CII #
	Booking #	Primary Charge:	Secondary Charge:	
	Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
	Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
	Vehicle Make		Model:	Year:

S	Last Name		First Name	M.I.
	AKA Last Name		First Name	M.I.
	Sex: Race:	Street Address:	City	State & Zip Code:
	Work Phone:	Home Phone:	Social Security #:	Driver's License #:
	Age: D.O.B.	Height: Weight:	FBI #	CII #
	Booking #	Primary Charge:	Secondary Charge:	
	Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
	Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
	Vehicle Make		Model:	Year:

INVESTIGATIVE SUMMARY

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**Deputy Involved Shooting - Non-Hit**
IAB FILE NUMBER(S):	**SH 2374167**
URN#:	**015-01285-1616-055**
DATE / TIME:	**Thursday, February 5, 2015 / 1729 Hours**
LOCATION:	[redacted] **East Gladwick Street, Carson CA 90746**
INVOLVED PERSONNEL:	**Detective Steven Sather, #**[redacted] **Carson Station**
SUSPECT:	**Averey Keeone Robinson, MB/26** **DOB: 09/30/1988**

OPENING STATEMENT

On Thursday, February 5, 2015, Sergeants Carlos Ybarra and Chad Smeltzer, along with Lieutenant Richard Harpham of the Internal Affairs Bureau responded to a Command Post at [redacted] East Gladwick Street, in Carson, regarding an On-Duty Non-Hit Shooting. There were no injuries as a result of the deputy involved shooting. Attorney E. Dorsey Kleger-Heine of the Office of the Inspector General was notified and responded to the scene.

SYNOPSIS

On February 5, 2015, detectives from Operation Safe Streets (OSS) were conducting a two location search warrant service in the City of Carson. The suspects were involved in an assault with a deadly weapon incident where a firearm was pointed at a victim. The suspects were [redacted] and boyfriend. The male suspect, Averey Robinson, is a "190 East Coast Crip" (ECC) gang member with the moniker of "Blaze". The intent of the OSS detectives was to serve the search warrant at the [redacted] home and then at Suspect Robinson's home, located at [redacted] in the City of [redacted] Refer to **Exhibit A** for copies of OSS Detective Christopher Pittman's search warrant and Operations Plan for the warrant service.

Prior to executing the search warrant at the first location [redacted], OSS Detective [redacted] ([redacted] asked Carson Station Detectives Steven Sather

and Daniel Starkey, who were working as night DB unit 816B, to conduct surveillance of the second warrant location ([redacted]), while OSS served the first warrant. OSS Detective [redacted] provided Detectives Sather and Starkey with a photograph of Suspect Robinson and information that he was an ECC gang member with the moniker of "Blaze" via cell phone text. Refer to photographs of Detective Sather's cell phone depicting an image of Suspect Robinson in **Exhibit B**.

> **IAB Note:** In his IAB interview, Suspect Averey Robinson stated that he was aware that he had been identified as an "East Coast Crip" gang member by LASD Gang detectives. Suspect Robinson stated that he had a potential gang enhancement charge for his involvement in this incident. Suspect Robinson has numerous tattoos, one of which reads, "East Coast 190" on his chest. Refer to the pictures of Suspect Robinson's tattoos in **Exhibit D**. During the course of his investigation, OSS Detective Christopher Pittman attested that Suspect Averey Robinson was a confirmed member of the 190 East Coast Crip criminal street gang who went by the moniker of "Blaze." Refer to Detective Pittman's supplementary report in **Exhibit C**, and Suspect Robinson's transcribed IAB interview for further information.

Detectives Sather and Starkey parked their unmarked unit approximately five houses east of [redacted] on the south side of Bankers Drive. They faced eastbound and attempted to conceal their presence by parking between other cars. Within five minutes of beginning their surveillance, a 4-door white Jeep drove north on Radlett Avenue and pulled into the driveway of the target location. A male Black adult exited the Jeep's front passenger door and ran into the backyard of the house. The driver of the Jeep stayed inside the car. Moments later, the same male Black ran back to the Jeep while carrying a long object covered in a multi-colored cloth. Detectives Sather and Starkey were unable to determine if the male who ran in and out of the location was Suspect Robinson, but he was similar in stature. The Jeep then executed a U-turn and continued south on Radlett Avenue toward East Elsmere Drive.

At the same time, 1727 hours, Detective Sather called OSS Detective [redacted] and advised him of their observations. It was determined that Detectives Sather and Starkey were to follow the Jeep and attempt a traffic stop. The detectives began following the vehicle and were behind it by at least a half block. The Jeep made several turns in the residential area and ran two stop signs. Upon reaching East Gladwick Street, Detective Starkey activated his unit's lights and siren to effect a traffic stop. The Jeep came to an abrupt stop, directly in front of [redacted] East Gladwick Street. The total distance travelled by the Carson Detectives between [redacted] and [redacted] East Gladwick Avenue was approximately 0.6 miles.

As Detective Starkey pulled up behind the Jeep, Detective Sather exited their unmarked unit. The male Black adult, Suspect Averey Robinson, quickly exited the Jeep from the front passenger door holding the large cloth covered object and fell to the ground. During this time, the Jeep drove eastbound on East Gladwick Street and out of view. It was at this point that Detectives Sather and Starkey saw that the object Suspect

Robinson was carrying was a rifle, because it's barrel became exposed. Suspect Robinson quickly stood up and ran south toward the front door of [redacted] East Gladwick Street. Detective Sather moved east away from his car as Suspect Robinson ran south toward the front door.

> **IAB Note:** Suspect Robinson admitted to OSS detectives that he was carrying a rifle wrapped in a cloth while he was in the white Jeep. Refer to Detective Pittman's supplemental report in **Exhibit C**. In his IAB interview, Suspect Averey Robinson stated that on the day of the incident, he had gone to his home on Radlett Avenue to retrieve a .22 caliber rifle in order to hide it in another house because he feared his home was about to be "raided" by deputies. Suspect Robinson admitted that when he arrived at [redacted] East Gladwick Street, he exited the car from the front passenger door while holding the rifle that was wrapped in a multi-colored cloth. Refer to Suspect Robinson's transcribed IAB interview for further information.

Suspect Robinson unsuccessfully attempted to kick open the front door of the residence. The suspect then turned around and pointed the rifle in the direction of Detectives Sather and Starkey. Fearing for his life, and that of his partner, Detective Sather fired three rounds in rapid succession from his Department issued 9mm Smith & Wesson M&P duty weapon at Suspect Robinson. The suspect was not struck by any of the gunshots. Two of the rounds fired by Detective Sather struck the front door and the third round hit the stucco façade of the home.

> **IAB Note:** Refer to the crime scene photographs of the bullet holes near the front entrance of the residence at [redacted] East Gladwick Street in **Exhibit D**.

Detective Sather sought cover along the east side of the house, losing visual of the suspect. Detective Starkey remained on the driver's side of their unmarked vehicle. Suspect Robinson then forced entry into the residence.

Immediately, at 1729 hours, Detective Starkey put out emergent radio traffic and began coordinating a containment of the location. Refer to the audio of Detective Starkey's 10-33 radio traffic in **Exhibit E**. Moments later, three residents from the location exited and were taken to safety. The residents were unharmed by the gunshots.

During the containment, Suspect Robinson exited the residence through a second story rear bedroom window. The Suspect jumped the rear wall of the location, and entered the rear yard of a home to the south of the incident location. The Suspect continued south through the rear yard and exited onto East Helmick Street. Then he turned west and travelled approximately 160 feet. Suspect Robinson stopped in front of the residence at [redacted] because he was out of breath. Within five minutes, at approximately 1734 hours, Suspect Robinson was taken into custody on the front porch of the home without incident. The suspect was not injured by the gunfire and he was no longer in possession of the rifle. Detectives Starkey and Sather

positively identified Suspect Robinson as the person who pointed an assault rifle at them. Suspect Robinson was booked for Assault on a Peace Officer, 245(d)(3) PC.

> **IAB Note:** Suspect Robinson admitted to OSS detectives that he hid his rifle in an upstairs bedroom closet of the residence at [redacted] East Gladwick Street. Refer to Detective Pittman's supplemental report in **Exhibit C**. In his IAB interview, Suspect Averey Robinson stated he put the rifle he was carrying in an upstairs' bedroom closet of the location before exiting the rear of the residence. Refer to Suspect Robinson's transcribed IAB interview for further.

The residence at [redacted] East Gladwick Street, the scene of the shooting, was cleared and a "Colt" model M4 .22 Long semiautomatic rifle, serial # [redacted] was located in the closet of an upstairs' bedroom. The black rifle was unloaded and found partially wrapped in a multi-colored cloth which contained a loaded magazine. Refer to Carson Detective [redacted] supplemental report in **Exhibit C** and crime scene photographs of Suspect Robinson's rifle in **Exhibit D**. The suspect's rifle and related items were subsequently recovered by Crime Lab personnel and processed as evidence. Refer to the Crime Scene Investigation reports in **Exhibits F**, **G** and **H**. There were no recoverable finger prints on Suspect Robinson's rifle or its' related items. Refer to **Exhibit I** for details from the laboratory examination report.

Neither Detective Sather nor Starkey were injured during the incident. Both detectives were transported to Carson Station and the "no huddling" policy was followed. The residents who were inside [redacted] East Gladwick Street at the time of the shooting were Witnesses [redacted] [redacted] and [redacted] All three witnesses said they heard the gunshots but did not see Suspect Robinson inside their home. Refer to Carson Station Detective Dion Ingram's supplemental report of his interview of the three witnesses in **Exhibit C** and their transcribed interviews for further information.

Detective Sather fired three 9mm rounds in a southerly direction, which impacted the north facing façade of the residence at the location. The expended rounds were not located. A search of the area for witnesses was conducted, and it was determined no injuries were sustained by any of the residents in neighboring homes. Refer to the supplemental reports by canvassing deputies in **Exhibit C**.

Three shell casings from Detective Sather's 9mm pistol were recovered from the front yard of the residence (location) by Crime Lab personnel and processed as evidence. Refer to the crime scene photographs in **Exhibit D** and Crime Scene Investigation reports in **Exhibits F** and **G** for further details. Forensic Identification Specialist, Susannah Baker produced a crime scene sketch depicting the location of the three shell casings, which is included in this investigation as **Exhibit J**.

Detectives Sather and Starkey wrote supplemental reports regarding the force used and force witnessed. The neighborhood where the incident occurred was canvassed for

witnesses by Carson Station personnel. Several civilian witnesses were identified who heard the shots fired, but did not see the actual shooting.

OSS Detective Christopher Pittman handled the criminal aspect of the incident.

Dorsey Kleger-Heine from the Office of Inspector General responded and was briefed by Lieutenant Harpham. A voice mail was left for Constitutional Policing Advisor Diana Teran.

INVOLVED PERSONNEL

Sather, Steven, Detective #[redacted]
South Patrol Division / Carson Station

Work History

Sather, Steven

Date of Employment:	November 8, 1994
Date Assigned to Patrol:	January 30, 2000
Date Completed Patrol Training:	[redacted]
Date Assigned to Carson Station:	January 30, 2000
Prior Shooting Incident(s):	[redacted]
Prior Founded Force:	

Equipment

Collapsible Asp Baton
Oleoresin Capsicum (OC) Spray
Flashlight

SUSPECT

Robinson, Averey Keeone MB/27 Booking #4231688
Suspect Robinson is a confirmed member of the "190 East Coast Crip" criminal street gang with a moniker of "Blaze." Suspect Robinson has a criminal record. A check of CCHRS revealed Suspect Robinson (CII #[redacted] had [redacted] Refer to CCHRS and RAPS printouts included in this investigation under **Exhibit K**.

WITNESSES

Sworn:

Starkey, Daniel, Detective #[redacted]
South Patrol Division / Carson Station

Gibson, Jason, Senior Deputy #[redacted]
South Patrol Division / Carson Station

> **IAB Note:** Deputy Gibson was off-duty inside his residence at [redacted] in [redacted] when he heard the sound of three gunshots coming from the street outside. He looked out of his front door, and he saw Detectives Sather and Starkey taking cover in front of [redacted] E. Gladwick Street (location). Deputy Gibson put on his uniform then went outside to assist the detectives with the residents of the location. Deputy Gibson did not see the shooting incident. Refer to Deputy Gibson's supplemental report in **Exhibit C** and the summary of his interview on page 19 below for further.

Civilian:

> **IAB NOTE:** The neighboring houses were canvassed for additional witnesses. Some of the civilians who were contacted on February 5, 2015, only heard the sound of two to three gunshots and did not see the shooting incident. Their statements are documented in supplemental reports under **Exhibit C**. As noted above, the witnesses who were inside the [redacted] East Gladwick Street location [redacted] heard the shots, but did not see the shooting incident. Refer to pages 20 - 22 below for summaries of their interviews.

[redacted] FB/[redacted]

[redacted] MB/[redacted]

[redacted] MW/[redacted]

[redacted] MB/[redacted]

[redacted] FB/[redacted]


[redacted]FW[redacted]

[redacted]MB[redacted]

[redacted]FH[redacted]

INJURIES

Suspect Averey Robinson was not hit by gunfire during this incident, and no force was used upon him. Suspect Robinson told IAB Sergeant Carlos Ybarra that he was not injured during the incident.

No deputies were injured during this incident.

PHYSICAL EVIDENCE

All of the physical evidence was processed and collected by personnel from the Crime Lab. Three shell casings ejected from Detective Sather's 9mm pistol were recovered from the front yard of the residence at [redacted] E. Gladwick Street (location). Suspect Robinson's cell phone was also recovered from the front yard. There were two bullet holes in the front door and a third bullet hole in the exterior north facing kitchen wall just west of the front door. There were also bullet impacts inside the residence. Refer to Deputy Ivan Chavez' Crime Scene Investigation report in **Exhibit G** for further description of the interior impact sites. A search of the residence failed to reveal any bullets or fragments at the scene of the shooting. Suspect Robinson's rifle was also processed and collected by Crime Lab personnel at the location. Refer to the crime scene photographs taken by Deputy Ray Davidson in **Exhibit D**, the Crime Scene Investigation Reports by Deputies Ray Davidson and Ivan Chavez detailing the collection of evidence in **Exhibits F** and **G**, respectively, and the crime scene sketches by Forensic Identification Specialist Susannah Baker in **Exhibit J** for further comprehensive details of the scene. On February 6, 2015, a day after the shooting incident, an expended round was brought into Carson Station by a resident of the shooting incident location and booked into evidence. Refer to Deputy Rashaad Gilbert's supplemental report in **Exhibit C**.

INVESTIGATOR OBSERVATIONS

The physical evidence at the location of the incident (position of Detective Sather's shell casings, Suspect Robinson's rifle and all other evidence collected at the scene) appeared to be consistent with Detectives Sather's and Starkey's and Suspect Robinson's versions of events. Refer to **Exhibit D** for the crime scene photographs.

WEAPONS USED BY DEPUTY PERSONNEL

Detective Sather

Service Weapon Type:	Department issued Smith and Wesson semi-automatic pistol, Model M&P, 9mm, Serial #HAR[redacted] with attached "X300 Ultra" light.
Rounds Fired:	Three
Type of Ammunition Used:	WIN 9mm Luger
Date Employee Last Qualified:	[redacted]

An examination of Detective Sather's firearm by Internal Affairs Bureau investigators found that it had a 9mm Luger round in the chamber and the magazine in the pistol had (8) 9mm Luger rounds. This magazine had a (17) round capacity. Detective Sather carried two other magazines, each of which were fully loaded with (17) 9mm Luger caliber rounds. During the "round count" with IAB investigators on February 5, 2015, Detective Sather said he normally carried his pistol with a chambered round and its magazine fully loaded with (17) rounds for a total of (18) rounds in his weapon.

After firing (3) rounds, there should have been a chambered round in Detective Sather's pistol and (14) rounds left in its magazine for a total of (15) remaining rounds in the firearm. In his IAB interview, Detective Sather stated that around the time of the shooting incident, he usually carried all three of his magazines loaded to their full capacity. When asked to explain why the magazine in his pistol contained (8) rounds after the shooting incident, instead of (14), Detective Sather stated that he forgot to load the magazine in his pistol to its full capacity after a recent qualification.

According to Detectives Sather and Starkey, as well as, Deputy Gibson and Suspect Robinson, Detective Sather fired three rounds from his gun. As noted above, there were three bullet holes found on the exterior of the residence at the shooting location and three shell casings were recovered at the scene. See the Criminal Scene Investigation Report in **Exhibit F**. These facts, coupled with witness statements, would indicate that Detective Sather fired three rounds during the shooting incident.

After completing a round count on the night of the shooting incident, IAB Sergeant Carlos Ybarra took possession of Detective Sather's 9mm pistol and delivered it to Deputy Ivan Chavez of the Scientific Services Bureau Firearms Identification Section for processing. Detective Sather's firearm was examined by Deputy Chavez and determined to be functional. In his Laboratory Examination Report, Deputy Chavez noted that during the examination of the firearm's internal safeties, the striker block was found to have intermittent bind up, which allowed for the unimpeded movement of the striker. Deputy Chavez then sent the 9mm pistol to the Department Armorer for further examination of the striker block. Refer to Scientific Services Supplemental report in **Exhibit L**.

Senior Armorer Deputy Janice Hansen explained to IAB investigators that the issue with the striker block identified by Deputy Chavez was related to the safety system of the 9mm M&P. Deputy Hansen said that during Deputy Chavez' examination of Detective Sather's gun, he took the slide off of the frame and checked the striker safety plunger. When the striker safety plunger is depressed it should pop up automatically to reset the striker in the gun. This did not happen with the slide removed from Detective Sather's gun. However, once the slide was placed back on the gun, the internal safety parts automatically reset themselves and the gun functioned as it should.

Deputy Hansen said that she spoke with a director and an engineer from Smith & Wesson about the striker safety plunger. They informed her that they were aware the striker safety plunger does not reset sometimes when the gun is disassembled, but assured her that when the gun is re-assembled, the M&P automatically resets and functions normally. The representatives from Smith & Wesson, as well as, Deputy Hansen examined Detective Sather's pistol and determined that the issue with the striker safety plunger would not adversely affect the gun's operation or cause it to accidently discharge. The representatives from Smith & Wesson said the striker safety plunger not automatically resetting is a common characteristic in a majority of M&P pistols when they are disassembled. Detective Sather's M&P pistol was determined to be functioning properly by the representatives from Smith & Wesson and by Deputy Hansen. Before taking possession of Detective Sather's M&P, IAB Sergeant Carlos Ybarra took two photographs of the pistol which are included in **Exhibit M**. Refer to the audio of Deputy Janice Hansen's IAB interview for further.

WEAPONS USED BY SUBJECT

By his own admission to OSS Detective Christopher Pittman and IAB Sergeant Carlos Ybarra, Suspect Averey Robinson was in possession of a Colt, Model M4 Carbine, .22LR caliber, serial #[redacted]black finish, semi-automatic rifle. The rifle did not have a chambered round and was not loaded with a magazine. The rifle was found in a multi-colored pillow case that also contained a black magazine loaded with (31) .22LR caliber rounds. There were more rounds of .22 LR ammunition, as well as, .40 caliber rounds found inside the pillow case. Refer to crime scene photographs of Suspect Robinson's rifle in **Exhibit D** and Scientific Services Bureau Laboratory Examination Report in **Exhibit H**.

The firearm was recovered from the closet of the second story northeast corner bedroom at the shooting incident location. Refer to Carson Station Detective [redacted] supplemental report in **Exhibit C**. The suspect's rifle, magazine, and the other items contained in the pillowcase were processed for latent prints by the Chemical Processing Unit at Scientific Services Bureau. There were no latent prints developed. Refer to Scientific Services Bureau Laboratory Examination Report in **Exhibit I**.

PROPERTY DAMAGE

There were two bullet holes in the front door and a third bullet hole in the exterior north facing kitchen wall just west of the front door of the residence at [redacted]E. Gladwick Street (location). There were also bullet impacts inside the residence. Refer to Deputy Ivan Chavez' Crime Scene Investigation report in **Exhibit G** for further description of the interior impact sites.

CRIMINAL INVESTIGATOR / CHARGES FILED

Investigators:	OSS Detective Christopher Pittman #[redacted] Carson Station
Court:	Compton Courthouse
Charges:	417(c) PC - Exhibiting a Firearm in the Presence of an Officer 29800(a)(1) PC - Possession of a Firearm by a Felon with Three Priors
Court Date:	February 9, 2015

On February 9, 2015, a Felony Complaint of Exhibiting a Firearm in the Presence of an Officer, 417(c) PC, and Possession of a Firearm by a Felon with Three Prior Felony Convictions, 29800(a)(1) PC, was filed on Suspect Averey Robinson by Los Angeles County Deputy District Attorney Edwin Wakabayashi under case #TA136444.

On June 26, 2015, Suspect Robinson was convicted of 417(c) PC and was sentenced to four years in State prison. The remaining count of 29800(a)(1) PC was dismissed as part of a plea negotiation. See the Superior Court of California Court minutes for Case #TA136444 in **Exhibit K**.

LIGHTING AND WEATHER CONDITIONS

The incident occurred at approximately 1729 hours. The sun had set at 1727 hours on February 5, 2015, and the weather was clear.

INVOLVED EMPLOYEE STATEMENT

Detective Steven Sather, #[redacted]was interviewed by Internal Affairs Bureau Sergeants Carlos Ybarra and Sonja Bracken on March 19, 2015, at 1410 hours. Detective Sather elected not to have representation during his interview. The interview was conducted in the Detective area conference room at Carson Station and was digitally recorded and transcribed. The following is a summary of his interview in combination with his supplemental report which is included in this investigation in **Exhibit C**.

Detective Sather said he was working as the night DB car with his partner of about a year, Detective Daniel Starkey, as unit 816B, on February 5, 2015. He was wearing blue jeans and a protective vest under a "raid" jacket that was marked with LASD

insignia including his name.

Detective Sather said he had been asked by Carson OSS Detective [redacted] to assist with a warrant service by surveilling a house at [redacted] in the City of Carson, while OSS detectives served a warrant at another location. Via cell phone text message, OSS Detective [redacted] sent Detective Sather a photograph and the moniker of "Blaze" who was a "190 East Coast Crip" gang member associated with the Radlett Avenue address and was going to be arrested by OSS on a 245(a)(2) PC Ramey warrant. Detective [redacted] had previously told him the suspect's name was Averey Robinson, and he lived at the [redacted] address. Detective Sather said he did not attend the briefing for the warrant service and also did not see the operations plan or search warrant.

> **IAB Note:** Neither Detectives Steven Sather or Daniel Starkey were part of the OSS group conducting the two-location warrant service so they were not listed on the Search Warrant Operation Plan and did not attend the OSS warrant service briefing. Refer to **Exhibit A** for copies of the OSS warrant service operations plan and search warrant.

Detectives Sather and Starkey drove to the Radlett location in an unmarked silver Dodge Charger that was assigned to Carson Station DB. It was equipped with red lights, siren and a mobile radio. Detective Starkey drove their car and parked west of the Radlett residence on the south side of an adjacent street facing east so they could see anyone approaching the target location.

> **IAB Note:** Detectives Sather and Starkey were parked along the southern curb line of East Bankers Drive. Refer to the aerial overview map in **Exhibit N**.

After about five minutes, Detective Sather and Starkey saw a white Jeep drive north on Radlett Avenue and stop in the street in front of [redacted] The white Jeep had two males in it, and Detective Sather could not tell if either one of the males was Suspect Averey Robinson.

A Black male wearing a white shirt, in the passenger seat, exited the Jeep and entered the backyard of the target location through the northern side gate. About a minute later, the male exited the backyard of the residence carrying a long object that was wrapped in a multi-colored cloth. Detective Sather told Detective Starkey that he could not make out what the object was inside the cloth. The male climbed back into the white Jeep. Detective Sather still could not tell whether the male was Suspect Robinson, but thought he had a similar stature.

The white Jeep turned around and drove south on Radlett Avenue. At 1727 hours, Detective Sather called OSS Detective [redacted] to inform him about what they had seen and asked him if he wanted the white Jeep stopped. Since Detective Sather could not verify whether the male passenger was Suspect Robinson, Detective [redacted] told Detective Sather to go ahead and stop the white Jeep.

IAB Note: Detective Sather provided IAB investigators with two photographs he took of images from his cell phone. One of the pictures showed an outgoing call to [redacted] at 5:27 PM, which Detective Sather said he made to OSS Detective [redacted] on the day of the shooting incident. The other photograph showed Detective Sather's cell phone with an image of Suspect Averey Robinson and texts about the suspect's moniker, gang affiliation, and arrest warrant information. Refer to **Exhibit B**.

Detective Starkey drove after the white Jeep as Detective Sather continued speaking with Detective [redacted] on his cell phone. As they followed the white vehicle through the neighborhood, Detective Sather saw the Jeep travelling east on East Turmont Street, then turn south onto Tajuata Avenue, where it failed to make a stop for the stop sign at that corner. The white Jeep then turned east onto East Gladwick Street, again failing to stop for the stop sign at that corner. The detectives did not get closer than half a block behind the white Jeep until it stopped at the Gladwick Street location. Detective Sather said he thought about asking for a Carson Station patrol unit via radio to assist them in conducting a traffic stop on the white Jeep; however, he did not have enough time to ask for a patrol unit due to the short travel distance between the Radlett Avenue address and the Gladwick Street location.

IAB Note: Detective Daniel Starkey described the route they travelled through the neighborhood in his supplemental report (**Exhibit C**). The total distance of the route they travelled from [redacted] to [redacted] was 0.6 miles. The area is a residential neighborhood. Refer to **Exhibit D** for an aerial image of the neighborhood the detectives and suspect travelled through.

Detective Sather did not believe he and his partner were ever in pursuit of the white Jeep, because they were about half a block behind it and did not have continuous sight of the vehicle. He also did not believe the white Jeep was trying to evade them since it appeared to be driving at normal speeds. Detective Sather explained that he wanted to stop the white Jeep for the traffic violations and not lose sight of the vehicle in the neighborhood should Suspect Robinson be in the car.

IAB Note: In his IAB interview, Suspect Averey Robinson said he did not see Detectives Sather's and Starkey's Dodge Charger activate its lights until they were driving on East Gladwick Street. Refer to Suspect Robinson transcribed IAB interview for further. Suspect Robinson also told OSS Detective Christopher Pittman that he did not see the Carson Station Detectives' vehicle lights until they were on East Gladwick Street. Refer to Detective Pittman's supplemental report in **Exhibit C**.

After having turned east onto Gladwick Street, Detective Starkey caught up to the white Jeep and got within three to four car lengths behind it when he activated his lights and siren. Detective Sather had planned on stopping the car and calling for a patrol unit to assist them with the traffic stop; however, the white Jeep stopped abruptly in front of the

residence at [redacted] East Gladwick Street just west of the location's driveway and the Black male passenger exited the car. Detective Starkey stopped their car behind the Jeep. There were no other vehicles driving by and no pedestrians in the area at this time.

> **IAB Note:** In his IAB interview, Detective Sather was shown a copy of the crime scene sketch depicting the shooting incident location. Detective Sather marked and initialed the positions of his vehicle and Suspect Robinson's vehicle on the crime scene sketch. Refer to **Exhibit N**.

Detective Sather exited his car when the male passenger, who was later identified as Suspect Averey Robinson, exited the front passenger door of the white Jeep and fell down onto his left side on the grass south of the southern curb line facing Detective Sather. The white Jeep immediately drove away.

> **IAB Note:** A cell phone (Apple iPhone) was recovered by Crime Lab personnel from the grass on the sidewalk near the area where Detective Steven Sather saw Suspect Averey Robinson go down when he fell out of the white Jeep. Refer to the crime scene sketch in **Exhibit J** and the Crime Scene Investigation report in **Exhibits F**. Suspect Robinson told OSS Detective Pittman that he lost his cell phone, but did not know where he lost it. Refer to Detective Pittman's supplemental report in **Exhibit C**. In his IAB interview, Suspect Robinson said his cell phone was booked into evidence in relation to the February 5, 2015, shooting incident. Refer to Suspect Robinson transcribed IAB interview for further.

Detective Sather said he recognized Suspect Robinson as the same male he saw exiting the backyard of the Radlett Avenue residence carrying the large cloth covered object due to his similar stature. When Suspect Robinson fell onto the grass, the black barrel of the concealed rifle became exposed. Suspect Robinson was holding onto the partially covered rifle in both hands with the barrel pointed south toward the residence (location).

Detective Sather drew his 9mm M&P pistol when he saw the black rifle barrel. Suspect Robinson then got up off the grass and ran south across the lawn toward the front door of the residence at [redacted] East Gladwick Street (location). Suspect Robinson was holding the rifle barrel pointed up in his left hand and the lower half of the gun with his right hand. Detective Sather was not sure if Suspect Robinson had seen him. Detective Sather could not recall if he gave Suspect Robinson any commands and also could not remember if he said anything to Detective Starkey about having seen the suspect holding a rifle.

Detective Sather moved east either on the grass south of the curb line or in the street north of the curb line to get away from his Dodge Charger out of concern that Suspect Robinson would target and fire at their vehicle. He did not know where Detective Starkey had moved to. Believing Suspect Robinson meant to go inside the Gladwick

residence, Detective Sather planned on continuing east to seek cover on the east side of the adjacent house and set up a containment. When the suspect got to the front door of the residence, he kicked it, but it did not open. Suspect Robinson then turned around to his right and lowered the barrel of his rifle, pointing it at Detective Sather. The suspect's right hand was near the trigger area of the rifle.

> **IAB Note:** During his interview with Detective Pittman on February 6, 2015, Suspect Robinson said the front door to the Gladwick Street residence was unlocked which allowed him to quickly enter the location. In his IAB interview, Suspect Robinson stated the front door to the residence was locked and he had to force the door open with his right shoulder. Refer to the respective transcribed interviews for further.

Fearing he was about to be shot by Suspect Robinson, Detective Sather fired three rounds in rapid succession from his 9mm M&P pistol at the suspect from a distance of approximately forty feet. Detective Sather said he had both hands on his pistol with his arms extended when he aimed at Suspect Robinson; however, he did not recall if he looked down his sights when he fired his weapon, or if he said anything to the suspect. While he was firing, Detective Sather recalled his Departmental training regarding moving while shooting at a target, so he side stepped to the east while he fired his gun at the suspect in the doorway. He only fired three rounds so he could assess the target.

At the time, he was not aware if any of this rounds hit Suspect Robinson. When asked, Detective Sather said his backdrop was the front door of the residence and he did not see anybody in the house. Detective Sather also said he could clearly see Suspect Robinson since it was still daylight.

> **IAB Note:** In his IAB interview, Suspect Averey Robinson said that after he fell out of the white Jeep, he got up and ran across the lawn to the front door of the residence holding the concealed rifle in his left hand by its' barrel. As he ran to the front door, Suspect Robinson heard three gunshots behind him. He did not turn to see who was shooting at him. Refer to Suspect Robinson's transcribed IAB interview for further.

Detective Sather said he only fired three rounds at the suspect, because he wanted to move to cover to avoid being shot by the suspect. He last saw Suspect Robinson standing at the doorway of the residence. Detective Sather ran to the residence east of the shooting location and took cover on the on the east side of that residence by the garage. He heard a loud bang and believed Suspect Robinson had kicked in the front door and entered the residence. When Detective Sather looked back, he saw Detective Starkey in a low stance behind the engine block of their Dodge Charger with his weapon drawn and putting out emergent radio traffic. Detective Sather yelled over to Detective Starkey that the suspect was armed with a rifle. Then he heard Detective Starkey putting out "998" radio traffic. Refer to **Exhibit E** for audio of Detective Starkey's radio traffic.

While he remained behind cover, Detective Sather saw an elderly male [redacted] exit the front door of the shooting location residence. Detective Sather asked the male if there was anyone else in the house. A female [redacted] and another male [redacted] yelled out of a second story window that they were inside. Detective Sather ordered them to come out. Once they were outside, Witness [redacted] informed Detective Sather that someone had just exited the rear of the location. Detective Sather moved the three residents of the home behind cover and noticed that they were not injured.

At this time, Deputy Jason Gibson arrived and Detective Sather asked him to escort the three residents further down the block, which he did. Shortly thereafter, Detective Sather was taken back to Carson Station by Carson Sergeant Manuel Scruggs. Later that night, Detective Sather was seated in the watch sergeant's office and noticed a Black male standing in front of a booking cell. Detective Sather positively identified the male (Suspect Robinson) as the same person who had pointed a rifle at him.

At the conclusion of his IAB interview, Detective Sather was asked about the "Round Count" that was performed on his duty weapon and magazines by IAB investigators on the night of February 5, 2015. As noted above, Detective Sather had a chambered round in his 9mm M&P and eight rounds left in the magazine inside his gun. The two other magazines he carried in a pouch on his Sam Browne were each loaded to capacity with seventeen rounds. Detective Sather stated his usual configuration for his weapon and magazines was to have a round chambered in his pistol and all three magazines loaded with seventeen rounds each. He confirmed that he only fired three rounds during the shooting incident. When asked how he accounted for the six missing rounds from the magazine in his pistol, Detective Sather said he mistakenly forgot to fully load the magazine after recently qualifying at the mobile range at Carson Station.

> **IAB Note:** Detective Sather's most recent qualification [redacted] Carson Station has a permanently assigned mobile range on site. Refer to Detective Sather's Qualification Score Ratings in **Miscellaneous Documents** for further.

> **IAB Note:** The three pictures shown to Detective Sather during his IAB interview are included in this investigation in **Exhibit N**.

For Detective Sather's complete statement, refer to his transcribed interview. Detective Sather documented his actions and observations regarding the incident in a supplemental report included with this investigation in **Exhibit C**.

<u>WITNESS STATEMENTS</u>

Detective Daniel Starkey, #[redacted] was interviewed by Internal Affairs Bureau Sergeants Carlos Ybarra and Sonja Bracken on March 31, 2015, at 1004 hours. Detective Starkey elected not to have representation during his interview. The interview was conducted in the Detective area conference room at Carson Station and was

digitally recorded and transcribed. The following is a summary of his interview in combination with his supplemental report, which is included in this investigation in **Exhibit C**.

Detective Starkey was working with Detective Steven Sather in the Carson Station Detective Bureau as unit 816B on February 5, 2015. They were working as the night DB car when they were asked by OSS Detective [redacted] to conduct surveillance on a home at [redacted] in the City of Carson. Detective [redacted] advised them that he and his team were in the process of serving a search warrant at another location and later that day they would serve a warrant at the [redacted] Address, where a suspect named in a criminal report (Averey Robinson) lived and had an active Ramey warrant for his arrest. Detective Starkey was not part of the OSS group conducting the warrant service, so he was not listed on the Search Warrant Operation Plan (**Exhibit A**) and did not attend the OSS briefing.

Detective Starkey explained that he was wearing blue jeans and his protective vest under a "raid" style jacket embroidered with his name and LASD insignia when he drove out to the Radlett address with Detective Sather. Refer to Detective Starkey's picture taken on the night of the incident in **Exhibit D**. Detective Starkey drove their unmarked silver Dodge Charger and parked facing east behind another vehicle on East Bankers Drive, about six to eight homes west of Suspect Robinson's home. They planned on calling Detective [redacted] to let him know if anyone had come to or left the Radlett Avenue address residence.

As they watched Suspect Robinson's home, a white Ford or Jeep drove up and stopped in front of the driveway of the residence. A Black adult male, who was later determined to be Suspect Robinson, exited the white suspect vehicle and ran into the backyard of [redacted] through a door on the north side of the home. Detective Starkey could not see how many other people were in the suspect car. A couple of minutes later, the same Black adult male exited the residence from the same door and got back into the suspect vehicle.

Detective Starkey was parked too far away to see if the Black male was Suspect Robinson. When asked, Detective Starkey stated he also could not see if the Black male was carrying anything as he exited the home and entered the suspect car. Detective Sather did not tell Detective Starkey if he saw the Black male (Suspect Robinson) carrying anything as they watched him get into the car. The white vehicle then made a U-turn and drove south on Radlett Avenue. At this time, Detective Sather called Detective [redacted] on his cell phone to ask if he wanted the white suspect vehicle followed. Detective [redacted] asked them to follow and stop the vehicle to determine if Suspect Robinson was inside. Detective Starkey then drove their unmarked car after the white suspect vehicle.

Detective Starkey said he had discussed tactical situations with Detective Sather before, and they both agreed that, since Detective Starkey was usually the driver, he would be the last person out of the car and better suited to be the radio man. As the

passenger, Detective Sather would be able to get out of their car faster and draw his weapon first in a potential shooting incident while Detective Starkey was bringing their car to a stop. As they drove after the white vehicle, the detectives discussed getting a marked radio car to assist them with their traffic stop.

The detectives followed the suspect vehicle south on Radlett Avenue to eastbound Elsmere Drive, then southbound onto Nestor Avenue. As Detective Starkey turned onto the next street, he could see the suspect vehicle up ahead turning onto a different street. On Nestor Avenue, Detective Starkey saw the suspect vehicle turn east onto Turmont Avenue. From the intersection of Nestor Avenue and Turmont Street, he saw the suspect vehicle turn southbound onto Tajuata Avenue. At the intersection of Tajuata Avenue and East Gladwick Street, Detective Starkey saw the suspect vehicle driving east on Gladwick Street past Harlan Avenue. The detectives turned east onto East Gladwick Street and started getting close to the suspect vehicle.

> **IAB Note:** The total distance of the route they travelled from [redacted] to [redacted] was 0.6 miles. The area is a residential neighborhood. Refer to **Exhibit D** for an aerial image of the neighborhood the detectives and suspect travelled through.

They drove approximately 25 to 35 miles per hour and did not get closer than half a block to the suspect vehicle. Due to this, the detectives were not able to see how many occupants were in the suspect vehicle or read its' rear license plate. Detective Starkey estimated the time it took them to get from Suspect Robinson's home on Radlett Avenue to the incident location on East Gladwick Street was about three minutes, and he did not think he was ever in pursuit of the suspect vehicle. The suspect vehicle was not being driven fast and there was no indication that the driver knew the detectives were behind them. Deputy Starkey said the white suspect vehicle appeared to have obeyed traffic laws as it drove from Radlett Avenue to East Gladwick Street.

Deputy Starkey pulled up behind the suspect vehicle and activated his red lights and siren in order to stop it and determine if Suspect Robinson was in the car. The suspect vehicle pulled over to the southern curb line and stopped just west of the walkway that led up to the front door of the residence at [redacted] East Gladwick Street (location). At the time, there were no pedestrians in the area and there was no other vehicular traffic on East Gladwick Street. The lighting conditions were good and the weather was clear.

Before Detective Starkey had completely stopped his car, Suspect Robinson exited the vehicle and fell to the ground. Suspect Robinson appeared to have tripped over the curb and fell onto the grass just south of the southern curb line. When Detective Starkey was out of his unit, he saw Suspect Robinson getting up from the ground. Detective Starkey recognized the suspect as the same Black male he saw going in and out of the Radlett Avenue address minutes earlier. Detective Starkey kept watching the suspect and the white vehicle he had just exited.

Suspect Robinson ran in a southeasterly direction from the grassy curb area toward the

front door of the residence at [redacted] East Gladwick Street. The suspect was running while carrying a rifle in front of him with its barrel pointing up to the sky. Detective Starkey saw the exposed barrel of the rifle pointing up over Suspect Robinson's right shoulder, and he saw that the rest of the rifle was covered in a multi-colored cloth. Detective Starkey said he was scared when he saw the suspect was armed with a rifle. Detective Starkey was also concerned about the suspect vehicle in front of their unmarked unit. After Suspect Robinson exited the suspect vehicle, it stayed in place for about five to ten seconds. As Detective Starkey started walking toward it, the suspect vehicle drove away eastbound on East Gladwick Street and out of view.

Detective Starkey was standing near the front bumper on the driver's side of their unmarked Dodge, and he could see Detective Sather on the passenger side of their unit with his duty weapon drawn walking east along the southern curb line. Detective Starkey had drawn his duty weapon out when he exited his unit and was now moving to the rear of his unit. He saw Detective Sather standing on the passenger side of their unmarked unit standing just to the west of his position.

Due to the rapidly evolving play of events, Detective Starkey said there was no time to communicate his observations to Detective Sather as Suspect Robinson got up from the ground and ran to the front door of the residence. Suspect Robinson ran at the front door and hit it with his shoulder, but the door did not open. Suspect Robinson then turned around to his right and faced the detectives as he raised the rifle to his shoulder and pointed the barrel at them. Detective Starkey was standing behind the engine block on the driver's side of his unmarked unit, and he saw Detective Sather standing on the passenger side of their unit on the sidewalk. Neither detective had time to give the suspect any commands.

Detective Starkey thought he was about to be shot by Suspect Robinson when he (Starkey) saw and heard Detective Sather fire three rounds in a steady succession at the suspect standing in the doorway of the residence. Detective Starkey saw the first round hit the side of the house, and then he saw Suspect Robinson turn to face the door. Suspect Robinson then, either shoulder rammed or kicked the front door, and made his way inside the residence. Detective Starkey saw and heard the second and third rounds fired from Detective Sather's gun.

> **IAB Note:** In his IAB interview, Detective Starkey was shown a copy of the crime scene sketch depicting the shooting incident location. Detective Starkey marked the positions of his vehicle and Suspect Robinson's vehicle on the crime scene sketch. Detective Starkey was shown a "Google Maps" picture of the front of the residence at [redacted] He marked the wall to the right (west) of the front door of the residence with a "X" referencing the round from Detective Sather's gun he saw hit the side of the house. Refer to **Exhibit O** for further details.

Detective Starkey saw Detective Sather moving in an easterly direction, parallel to the front of the residence as he fired at Suspect Robinson. He did not see where Detective

Sather's other two rounds impacted and, at the time, did not know if Suspect Robinson was hit by any of the rounds. Detective Starkey did not fire his weapon at the suspect, because Detective Sather would have been in his line of fire.

Once he had fired at the suspect, Detective Sather moved to the east side of the residence while Detective Starkey moved to the rear of their unmarked unit for cover. Detective Starkey said he was thinking about setting up a containment on the residence and he put out a "998" emergency broadcast via his hand held radio. Refer to **Exhibit E** for Detective Starkey's radio transmission. It should be noted that in his initial radio transmission, Detective Starkey broadcasted that they were at [redacted] which was one street north of their actual position. Detective Starkey explained that the neighborhood streets can be confusing and he mistakenly thought there were on Turmont Street since they had just driven there. Approximately three minutes after Detective Starkey's first broadcast, an aero unit arrived on scene and gave the correct street location.

> **IAB Note:** In his IAB interview, Deputy Jason Gibson, who lives across the street from the shooting location said his neighborhood can be confusing to navigate through since there are many streets that turn and are interrupted by cross streets.

Three residents from the incident location exited the home about 45 seconds after shooting incident and walked over to Detective Sather's location east of the shooting incident location. A few minutes after Suspect Robinson had entered the residence, he was detained one street to the south. Detective Starkey responded to the location and positively identified Suspect Averey Robinson as the person who pointed the rifle at them. Detective Starkey was then transported the Carson Station by Carson Sergeant Blanca Arevalo.

> **IAB Note:** The three pictures shown to Detective Starkey during his IAB interview are included in this investigation in **Exhibit O**.

For Detective Starkey's complete statement, refer to his transcribed interview. Detective Starkey documented his actions and observations regarding the incident in a supplemental report included with this investigation in **Exhibit C**.

Deputy Jason Gibson, #[redacted] was interviewed by Internal Affairs Bureau Sergeant Carlos Ybarra on April 3, 2015, at 1310 hours. The interview was conducted in the Sergeant's office at the Inglewood Courthouse and was digitally recorded and transcribed. The following is a summary of his interview in combination with his supplemental report, which is included in this investigation in **Exhibit C**.

On February 5, 2015, Deputy Gibson had worked as the Watch Deputy at Carson Station on day shift and was off duty inside his home at approximately 1730 hours. Deputy Gibson's residence at [redacted] is across the street to the north and one house east from the shooting incident location. Deputy Gibson was in his

living room on the east side of his home when he heard a siren approaching on his street.

Deputy Gibson thought the siren he heard coming was from an ambulance, which was a common occurrence on his street, because he had an elderly neighbor living next door who was in poor health. As he was walking to his front door to go outside and check on his neighbor, Deputy Gibson heard the sound of a car coming to an abrupt stop followed moments later by the sound of three gunshots. Deputy Gibson described the gunshots as being made in a consecutive and controlled manner.

Deputy Gibson opened his front door and had taken one step outside when he saw Detective Sather and Starkey standing across the street in front of [redacted] East Gladwick Street. He immediately recognized the detectives and saw that they were standing by their tan or gray colored unmarked Sheriff's vehicle which was parked in front of the shooting incident location. Deputy Gibson believed he saw Detective Sather standing to the left by the front end of their unmarked unit and Detective Starkey was standing to the right at the rear of their unit. The detectives' attention was focused on the shooting location and they were communicating to each other. Deputy Gibson could not hear what they said to one another, but he believed they were asking for additional units to respond to their location.

Deputy Gibson did not see anybody else outside and no other vehicles. He looked at the scene long enough to make sure the detectives were not injured. Deputy Gibson returned inside his home to put on his uniform. When he went outside again, he saw Detective Sather waving to three occupants standing on the front porch of the shooting location who looked confused. Detective Sather was standing east of the shooting location toward the house to its' east and called the three occupants over to him. Detective Starkey was standing to the west behind his unmarked unit.

As Deputy Gibson approached him, Detective Sather was quickly searching the three occupants. Deputy Gibson announced his approach and Detective Sather asked him to take the three occupants further east away from the shooting location to safety. Deputy Gibson remembered Detective Sather say in an excited manner, "That dude had a rifle" (*Gibson, p8*). Deputy Gibson moved the occupants further east and told the neighbors that were coming outside of their residences to stay back from the shooting location.

Deputy Gibson said the three occupants were not injured and were in an excited state. One of the occupants was an elderly gentleman whom he knew had dementia. Deputy Gibson described the other two occupants as a young female and male who he thought were renting rooms inside of the shooting location. The three occupants claimed not to know who had run through their residence.

Later that night when he saw a booking photograph of Suspect Averey Robinson, Deputy Gibson remembered seeing him at the shooting location on previous occasions. He had seen a lot of foot traffic coming into the shooting location in the past and thought it was related to people who had come to see the grandson of the elderly man who also

lived at the location.

> **IAB Note:** Deputy Gibson was shown a "Google Maps" picture of the residence at [redacted] East Gladwick Street during his IAB interview, which he used to mark the location of Detectives Sather's and Starkey's unmarked unit. Refer to **Exhibit P**.

For Deputy Gibson's complete statement, refer to his transcribed interview. Deputy Gibson documented his actions and observations regarding the incident in a supplemental report included with this investigation in **Exhibit C**.

[redacted] was interviewed by Carson Station Detective Dion Ingram #[redacted] on February 5, 2015. The interview was conducted in an interview room at Carson Station and was digitally recorded. The following is a summary of the interview.

> **IAB Note:** Detective Dion Ingram summarized his interview with [redacted] in a supplemental report included in this investigation under **Exhibit C**.

Ms. [redacted] stated she lives at [redacted] in the City of [redacted] (location) with her [redacted] and [redacted] and her [redacted] At the time of the shooting incident on February 5, 2015, the only occupants of the residence were Ms. [redacted] her [redacted] and [redacted]

Ms. [redacted] stated she is the care taker for her [redacted] and regularly checks on him. Prior to the incident, Ms. [redacted] was aware that her [redacted] had just left to get some food and that her [redacted] was staying in Las Vegas at the time. [redacted] was in his downstairs' bedroom watching television on the southwest side of their home. Ms. [redacted] was in the upstairs' master bedroom on the south side of her home with [redacted] smoking marijuana and talking on her phone when she heard a siren outside, which she believed was coming from Turmont Street, one street to the north of hers.

Ms. [redacted] heard the sound of three loud gunshots in succession coming from the front of her residence which caused her to become frightened. The sound of the gunshots was followed by a sound Ms. [redacted] described as someone tumbling and falling down somewhere inside her home, but she did not see anyone running through her house. Ms. [redacted] said she wanted to go outdoors. She told her [redacted]) to go look out her upstairs' north bedroom window that faced the street. She heard her [redacted] say out of her bedroom window, "We're up here" ([redacted] *p13*).

> **IAB Note:** On the night of the shooting incident, IAB investigators noted that [redacted] was not injured as a result of the rounds fired into her home.

Ms. [redacted] was asked if she knew who Averey Robinson was and if she knew him by his moniker "Blaze". She did not know the suspect. Ms. [redacted] stated that her [redacted] usually keeps the front door of their home unlocked and has been doing so for a long time. Most of their neighbors know that the front door to their home is always unlocked. She added that her [redacted] has a lot of friends that come to their home.

For [redacted] complete statement, refer to her transcribed interview.

[redacted] was interviewed by Carson Station Detective Dion Ingram #[redacted] on February 5, 2015. The interview was conducted in an interview room at Carson Station and was digitally recorded. The following is a summary of the interview.

> **IAB Note:** Detective Dion Ingram summarized his interview with [redacted] in a supplemental report included in this investigation under **Exhibit C**.

Mr. [redacted] said he had been living with his [redacted] at her house for four days at the time of the shooting incident. He was in an upstairs' bedroom with Ms. [redacted] when he heard three gunshots in succession. Mr. [redacted] was looking out of Ms. [redacted] northwest street facing upstairs' bedroom window when he heard the gunshots and immediately went down to the ground. Then he heard the sound of someone possibly opening and coming through the front door of their residence. When asked if he heard anyone going through his house, Mr. [redacted] said he was not aware that anybody had gone through his house.

At the time of the shooting incident that day, Mr. [redacted] said he was upstairs with his [redacted] and her [redacted] was somewhere downstairs. Mr. [redacted] knew that Mr. [redacted] would sometimes go out for walks and leave the front door of the house unlocked. Mr. [redacted] knew Suspect Averey Robinson and had seen him in December 2014. He said Suspect Robinson had been at their house before and that a [redacted] of the suspect lived across the street from them.

> **IAB Note:** On the night of the shooting incident, IAB investigators noted that [redacted] was not injured as a result of the rounds fired into his home.

For [redacted] complete statement, refer to his transcribed interview.

[redacted] was interviewed by Carson Station Detective Dion Ingram #[redacted] on February 5, 2015. The interview was conducted in an interview room at Carson Station and was digitally recorded. The following is a summary of the interview.

> **IAB Note:** Detective Dion Ingram summarized his interview with [redacted] in a supplemental report included in this investigation under **Exhibit C**.

During the shooting incident, Mr. [redacted] was in his downstairs' southwest bedroom watching television with his door closed. He was aware that [redacted] was

somewhere upstairs. Mr. [redacted] heard the sound of gunshots and, after about a minute, he ran outside because he was scared. When he got outside his home, he saw several officers who told him to walk three houses away from his home.

Mr. [redacted] did not hear anyone go through his house after hearing the gunshots. Mr. [redacted] was not certain if the front door to his home was unlocked at the time of the incident. He also did not know Suspect Averey Robinson.

> **IAB Note:** On the night of the shooting incident, IAB investigators noted that [redacted] was not injured as a result of the rounds fired into his home.

For [redacted] complete statement, refer to his transcribed interview.

SUSPECT STATEMENTS

> **IAB Note:** Detective Pittman conducted two interviews with Suspect Averey Robinson. The first interview was done on February 5, 2015, and a second interview with the suspect on February 6, 2015. Both interviews were digitally recorded; however, during the first interview, Detective Pittman's digital recorder malfunctioned after approximately fifteen minutes. Detective Pittman told IAB Sergeant Carlos Ybarra that he was unaware his recorder had stopped working, and he continued the interview with Suspect Robinson for another thirty minutes. Refer to the audio of Detective Christopher Pittman's IAB interview for further. The second interview with Suspect Robinson was recorded in its' entirety. The following is a summary of both interviews in combination with Detective Pittman's supplemental report regarding his interviews of Suspect Robinson.

On February 5, 2015, at 2255 hours, OSS Detectives Christopher Pittman #[redacted] and [redacted] #[redacted] interviewed Suspect Averey Robinson at Carson Station. Their interview was digitally recorded and transcribed. The following is a summary of their interview.

Suspect Averey Robinson stated he was not aware that an LASD unit was following the vehicle he was in until the officers turned on their emergency lights. When he exited his car, Suspect Robinson ran to the unlocked front door of a house and went inside. He ran from the officers, because he was wanted on a $150,000 arrest warrant. Suspect Robinson would not identify who the driver was and denied having a rifle in his hands when he ran from his car.

When he got out of his car, Suspect Robinson said an officer fired at him three times. Suspect Robinson did not know why the officer was shooting at him. Suspect Robinson was not aware he had lost his cell phone at the time of the shooting incident. He claimed not to know the people that lived in the house he ran through, and he did not speak to anyone when he was inside the residence. After running through the house, Suspect Robinson said he went through the backyard and ran to the street to the south where he was arrested by LASD personnel.

For Suspect Averey Robinson's statement to OSS detectives in the February 5, 2015, interview, refer to the transcription of the partially recorded interview and to Detective Christopher Pittman's supplemental report in **Exhibit C**.

On February 6, 2015, at 1500 hours, OSS Detective Christopher Pittman re-interviewed Suspect Averey Robinson at Carson Station. This interview was digitally recorded and transcribed. The following is a summary of their interview.

Suspect Averey Robinson recanted the statements he made during his previous interview with Detectives Pittman and [redacted] Suspect Robinson admitted to retrieving a rifle that was wrapped in a sheet from his home on [redacted] His intention was to move the rifle to an acquaintance's home on East Gladwick Street. Suspect Robinson said he had the rifle with him in the car as a friend drove him to East Gladwick Street. On the way there, Suspect Robinson noticed that a car was following his vehicle and realized it was police officers when he saw their vehicle's emergency lights turn on when they were on East Gladwick Street.

Suspect Robinson said his car stopped in front of his acquaintance's home on East Gladwick Street. When he exited the car, he fell down on the ground. Suspect Robinson got up from the ground and held the rifle by its' barrel as he ran to the front door of the East Gladwick Street residence. He claimed that no part of the rifle was exposed as he ran. When he got to the front door, an officer shot at Suspect Robinson three times.

Since he knew the door was always kept unlocked, Suspect Robinson was quickly able to enter the residence. He claimed that he did not point the rifle at the officers behind him. Suspect Robinson ran upstairs and hid the rifle in a bedroom closet. He did not contact anyone as he ran through the house. He then climbed out of a rear upstairs' bedroom window and ran through the backyard to the next street to the south. Once he was on that street, Suspect Robinson surrendered himself to deputies.

Suspect Robinson claimed that the barrel of the rifle never became exposed, and he did not fire the rifle at anyone. He also said he did not point the rifle at the officers and had no intention of harming anyone with the rifle.

Suspect Robinson wrote a statement detailing his actions related to the shooting incident. This statement is included with Detective Pittman's supplemental report in **Exhibit C**.

For Suspect Averey Robinson's complete statement to OSS Detective Pittman in the February 6, 2015, interview, refer to his transcribed interview. Detective Pittman also documented this interview with Suspect Robinson in a supplemental report which is included in this investigation in **Exhibit C**.

IAB Interview of Suspect Averey Robinson

Suspect Averey Robinson was interviewed by Internal Affairs Bureau Sergeant Carlos Ybarra on April 7, 2015, at 0920 hours. The interview was conducted at the Compton Courthouse lockup and was digitally recorded and transcribed. The following is a summary of the interview.

Suspect Robinson confirmed that he lived at [redacted] in the City of [redacted] On February 5, 2015, Suspect Robinson had gone home to pick up a black .22 caliber rifle that he planned to move to a [redacted] house, who lived at [redacted] East Gladwick Street. While he rode as the passenger in a white vehicle to the Gladwick Street address, he had the rifle with him wrapped up in a pillow case. He said the rifle did not have a magazine in its' well and was unloaded. Suspect Robinson saw a silver Dodge Charger trying to catch up to the car he was riding in; however, he was not aware that the car had LASD officers inside until they were driving on East Gladwick Street.

Once they drove onto East Gladwick Street, the unmarked silver Charger pulled up behind Suspect Robinson's vehicle and turned on its' emergency red and blue lights. The driver of the white vehicle pulled over in front of the residence at 1614 East Gladwick Street, and Suspect Robinson exited the vehicle. He fell down on the ground on his knees. He immediately got up holding the rifle by its' barrel with his left hand and ran across the lawn to the front door of the residence.

Suspect Robinson said that as soon as he got up off the ground and ran to the front door, he heard a deputy say, "Oh, fucker" (*Robinson, p2*). That same deputy then fired three rounds at him in quick succession, none of which struck the suspect. The white vehicle drove away at this time.

When Suspect Robinson got to the front door, he found that it was locked. He had to push the door open with his right shoulder to gain entry into the residence. Suspect Robinson then ran upstairs and hid the rifle in a bedroom closet. The suspect ran to the rear of the residence and climbed out an upstairs' bedroom window. He then ran south from the residence for a couple of streets. Suspect Robinson grew tired and was out of breath. He decided to sit down on the front porch of a house. He waited for deputies to come and arrest him. Suspect Robinson said he did not fight with the deputies when they arrested him. He also stated that he did not speak to any of the occupants of the Gladwick Street residence while he was inside their home.

Suspect Robinson said he never turned to face the deputies as he ran from the car to the front door of the residence. He could not understand why the deputy shot at him since his rifle was completely concealed in a pillow case, and the suspect never pointed it at the deputies. He also did not fire the rifle at the deputies. When he got to the front door, Suspect Robinson was scared because he had just been shot at and wanted to get away from the deputies and the rifle.

Suspect Robinson stated that he was not struck by any of the rounds that were fired at him that day and he was, otherwise, not injured as a result of the shooting incident or his arrest. When asked, Suspect Robinson admitted to being a member of the "190 East Coast Crip" Criminal Street gang known by the moniker of "Blaze."

For Suspect Robinson's complete statement to the IAB investigator, refer to his transcribed interview.

Miscellaneous

IAB Lieutenant Harpham checked to see that the Watch Commander, Sergeant Daniel White, took reasonable steps to ensure that the involved parties and witnesses did not discuss the incident among themselves or with uninvolved persons prior to being interviewed by the assigned investigators. Lieutenant Harpham also ensured that Sergeant White knew that the involved parties should not collectively consult with their attorney or representative. In addition, Lieutenant Harpham checked to see if Sergeant White attempted to have the involved parties and witness personnel gather in the company of a supervisor until they have provided a statement to the assigned investigators.